



Wilson Sonsini Goodrich & Rosati
PROFESSIONAL CORPORATION

To: Customer Service

Fax: (703) 746-7239

☒ Use this fax number only

Firm: U.S. Trademark Office

Phone:

☐ Notify recipient before sending

To:

Fax:

☐ Use this fax number only

Firm:

Phone:

☐ Notify recipient before sending

From: Shirley Chen

Phone: (650) 496-4025

Return

Fax: (650) 493-6811

Date: August 20, 2003

Original: ☐ To follow via mail ☐ To follow via courier ☐ To follow via email ☒ Original will not follow

Fax Contains: 4 pages (including this sheet). If incomplete, call [650-493-6811].

Message: TRANSMITTAL FORM AND NOTIFICATION OF ERROR IN PAYMENT OF FEES AS A SMALL ENTITY UNDER 37 C.F.R. 1.28(c)

Ref: 20781-703

Return Original to: Donna Hengst

Location: FH1-2

650 Page Mill Road, Palo Alto, CA 94304-1050 • 650.493.9300 Tel • 650.493.6811 Fax • www.wsgr.com

This fax may contain confidential and privileged material for the sole use of the intended recipient. Any review or distribution by others is strictly prohibited. If you are not the intended recipient please contact the sender and destroy all copies.

Entire Transmission Copyright © 1999 Wilson Sonsini Goodrich & Rosati. All Rights Reserved.

Received from < 650 493 6811 > at 8/20/03 6:59:36 PM [Eastern Daylight Time]

Please type a plus sign (+) inside this box →

+

PTO/SB/21 (6-99)


Approved for use through 09/30/2000. OMB 0651-0031

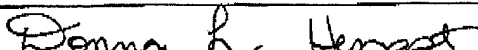
Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/870,358	
	Filing Date	May 30, 2001	
	First Named Inventor	Chong-Jin Oon	
	Group/Art Unit	1634	
	Examiner Name	Goldberg, Jeanine A.	
Total Number of Pages in This Submission	3	Attorney Docket Number	20781-703

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment / Response <input type="checkbox"/> After Final <input type="checkbox"/> Version with Markings Showing Changes <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition Routing Slip (PTO/SB/69) and Accompanying Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Small Entity Statement <input type="checkbox"/> Request for Refund	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Additional Enclosure(s) (please identify below): Notification of Error in Payment of Fees(s) As A Small Entity Under 37 C.F.R. §1.28(c)
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY OR AGENT		
Firm or Individual name	Shirley Chen, Reg. No. 44,608, WILSON SONSINI GOODRICH & ROSATI	
Signature		
Date	August 20, 2003	Customer Number: 021971

CERTIFICATE OF FACSIMILE TRANSMISSION (703) 746-7239		
I hereby certify that this correspondence is being deposited with the United States Postal Service by facsimile transmission on the date indicated and addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on August 20, 2003.		
Typed or printed name	Donna L. Hengst	
Signature		Date August 20, 2003

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, Washington, DC 20231.

Practitioner's Docket No. 20781-703

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Chong Jin Oon
Application No.: 09/870,358
Filed: May 30, 2001
For: Diagnostic Array

Group No.: 1634
Examiner: Jeanine A. Goldberg
Confirmation No.: 8357

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

**NOTIFICATION OF ERROR IN PAYMENT OF FEE(S) AS A SMALL ENTITY
(37 C.F.R. §1.28(c))**

Filing of Small Entity Statement

1. Applicant claimed small entity status under 37 C.F.R. 1.27 on May 30, 2001 for the above-identified patent application.

Payment of Fee(s) as Small Entity

2. The filing fees were paid on May 30, 2001.

Error

The error in the payment of fees as a small entity was as follows:

	Small Entity	Large Entity	Amount Owed
Filing Fee: Original patent application, deficient by	\$355.00	\$750.00	\$395.00
Fees for Independent Claims: Each claim in excess of 3 deficient by	\$120.00	\$252.00	\$132.00
Multiple Dependent Claim deficient by	\$135.00	\$280.00	\$145.00

Applicant erroneously believed itself entitled to small entity status, and has now discovered that this is not so.

Total Fee payment for deficiency for filing fees is \$672.00.

Error

3. The error of payment of fee(s) as a small entity as follows:

	Small Entity	Large Entity	Amount Owed
Response to Office Action filed on March 25, 2003:			
Fees For Claims: Each claim in excess of 3, deficient by	\$144.00	\$288.00	\$144.00
2-month Extension of Time Fee deficient by	\$205.00	\$410.00	\$205.00

Applicant erroneously believed itself entitled to small entity status, and has now discovered that this is not so.

Total Fee payment for claim fees and 2-month extension of time fees is \$349.00

TOTAL Fee Payment for Deficiencies

4. Payment is attached for the total sum of \$1,021.00 for the deficiency between the amount of fee(s) paid and the amount due.

Fee Payment

5. Charge Account 23-2415 (Attorney Docket No. 20781-703) in the amount of \$1,021.00. Please charge Account 23-2415 for any fee deficiency.

Further Status as Small Entity

Status as a small entity is hereby withdrawn.

Respectfully submitted,
WILSON SONSINI GOODRICH & ROSATI

Date: August 20, 2003

By: _____

Shirley Chen, Ph.D.,
Reg. No. 44,608

650 Page Mill Road
Palo Alto, CA 94304
Tel. No.: 650-565-3856
Customer No. 021971

OFFICIAL

FAX RECEIVED
AUG 21 2003
GROUP 1600